

GIBBONS P.C.

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*Counsel to the Debtors
and Debtors-in-Possession*

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY**

In re:

NEW ENGLAND MOTOR FREIGHT, INC.,
et al.,

Debtors.¹

Chapter 11

Case No. 19-12809 (JKS)

(Jointly Administered)

**NOTICE OF DEBTORS' MOTION FOR ENTRY OF AN ORDER:
(I) AUTHORIZING THE REJECTION OF CERTAIN UNEXPIRED LEASES OF
NON-RESIDENTIAL REAL PROPERTY, (II) AUTHORIZING THE
ABANDONMENT OF RELATED PROPERTY, (III) ESTABLISHING A CLAIMS
BAR DATE, AS APPLICABLE, AND (IV) GRANTING RELATED RELIEF**

PLEASE TAKE NOTICE that on **April 16, 2019 at 10:00 a.m. (ET)**, or as soon thereafter as counsel may be heard, the above-captioned debtors and debtors-in-possession (collectively, the "Debtors"), by and through their undersigned proposed counsel, shall move (the "Motion") before the Honorable John K. Sherwood, United States Bankruptcy Judge, in

¹ The Debtors in these chapter 11 cases and the last four digits of each Debtor's taxpayer identification number are as follows: New England Motor Freight, Inc. (7697); Eastern Freight Ways, Inc. (3461); NEMF World Transport, Inc. (2777); Apex Logistics, Inc. (5347); Jans Leasing Corp. (9009); Carrier Industries, Inc. (9223); Myar, LLC (4357); MyJon, LLC (7305); Hollywood Avenue Solar, LLC (2206); United Express Solar, LLC (1126); and NEMF Logistics, LLC (4666).

Courtroom 3D of the United States Bankruptcy Court for the District of New Jersey, 50 Walnut Street, 3rd Floor, Newark, New Jersey 07102, for entry of an order, substantially in the form submitted herewith, (i) authorizing the Debtors' rejection of certain unexpired leases of non-residential real property, (ii) authorizing the abandonment of Related Property (as defined in the Motion), (iii) establishing a deadline to file proofs of claim, as applicable, and (iv) granting related relief.

PLEASE TAKE FURTHER NOTICE that the Debtors shall rely upon the Motion. No brief is necessary as no novel issues of fact or law are presented by the Motion. A proposed form of order was also submitted therewith. Oral argument is requested in the event an objection is timely filed.

PLEASE TAKE FURTHER NOTICE that any objections to the Motion must (a) be in writing; (b) comply with the Bankruptcy Rules, the Local Rules, and other case management rules or orders of the Bankruptcy Court; and (c) state with particularity the legal and factual basis for the objection, and (d) be filed with the Clerk of the Bankruptcy Court together with proof of service thereof, and served so as to be actually received no later than **April 9, 2019 at 4:00 p.m.** **(ET)** ("Objection Deadline") by:

- counsel to the Debtors, GIBBONS P.C., One Gateway Center, Newark, NJ 07102-5310, Attn: Karen A. Giannelli, Esq., Mark B. Conlan, Esq., Brett S. Theisen, Email: kgiannelli@gibbonslaw.com, mconlan@gibbonslaw.com, btheisen@gibbonslaw.com;
- counsel to the Official Committee of Unsecured Creditors, LOWENSTEIN SANDLER LLP, One Lowenstein Drive, Roseland, New Jersey 07068, Attn: Joseph J. DiPasquale and Mary E. Seymour, Email: jdipasquale@lowenstein.com, mseymour@lowenstein.com and ELLIOTT GREENLEAF P.C., 1105 N Market St, 17th Fl., Wilmington, DE 19801-1216, Attn: Rafael X. Zahralddin and Jonathan M. Stemerman, Email: rxza@elliottgreenleaf.com, jms@elliottgreenleaf.com; and
- *U.S. Trustee*: OFFICE OF THE UNITED STATES TRUSTEE, One Newark Center, 1085 Raymond Blvd., Suite 2100, Newark, NJ, Attn: Mitchell B. Hausman and

Peter J. D'Auria, Email: Mitchell.B.Hausman@usdoj.gov,
Peter.J.D'Auria@usdoj.gov.

PLEASE TAKE FURTHER NOTICE that court appearances will be required to prosecute any objections.

PLEASE TAKE FURTHER NOTICE that if any objections are filed in response to the Motion, a hearing will be held on **April 16, 2019 at 10:00 a.m. E.T.** before the Honorable John K. Sherwood, United States Bankruptcy Judge, in Courtroom 3D at the United States Bankruptcy Court for the District of New Jersey, Martin Luther King, Jr. Federal Building, 50 Walnut Street, Newark, NJ 07102.

PLEASE TAKE FURTHER NOTICE THAT IF NO OBJECTIONS TO THE RETENTION APPLICATIONS OR ADMINISTRATIVE FEE ORDER MOTION ARE TIMELY FILED, SERVED AND RECEIVED IN ACCORDANCE WITH THIS NONTICE, THE COURT MAY GRANT THE RELIEF REQUESTED IN THE APPLICATION WITHOUT FURTHER NOTICE OR HEARING.

Dated: March 21, 2019
Newark, New Jersey

Respectfully submitted,

GIBBONS P.C.

By: /s/ Mark B. Conlan
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